

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

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RE/MAX International, Inc., )  
Plaintiff, ) CIVIL ACTION NO. 4:07-CV-02426  
v. )  
TREND SETTER REALTY, LLC, )  
a Texas limited liability company; )  
PAVNOUTY ABRAHAM, an individual; )  
and )  
DEBORAH N. MILLER, an individual )  
Defendants. )

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**PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT**

**EXHIBIT H**

## ASSIGNMENT

This Assignment is by and between Texan Elite Group, Inc., a Texas company, having its principal place of business at 11319 Fountain Lake Drive, Stafford, TX, 77477 ("Elite") and RE/MAX International, Inc., a Colorado corporation having its principal place of business at 8390 East Crescent Parkway, Suite 600, Greenwood Village, Colorado 80111 ("RE/MAX"), to become effective on complete execution of the signature block provided below ("Effective Date").

**WHEREAS**, Elite entered into an *Independent Contractor Agreement* with Debbie Miller ("Ms. Miller") on February 15, 2003;

**WHEREAS**, Elite's relationship with Ms. Miller has terminated;

**WHEREAS**, Ms. Miller is continuing to use a red-over-white-over-blue horizontal bar design to promote her services, notwithstanding that her relationship with Elite has terminated;

**WHEREAS**, RE/MAX is interested in acquiring certain rights of action and other rights held by Elite under the *Independent Contractor Agreement*.

**NOW THEREFORE**, in consideration of One Dollar (\$1.00), and other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

Elite hereby assigns all of its rights of action and other rights under the *Independent Contractor Agreement* (attached hereto as Exhibit A), including but not limited to paragraph 17, entitled "Subsequent Business Activity," to RE/MAX, including without limitation, all right to pursue legal action and to pursue all available remedies against Ms. Miller for breach of said provision.

**WHEREFORE**, the parties hereto indicate their agreement to the foregoing by their signatures below.

**RE/MAX International, Inc.**

  
Geoff Lewis, Chief Legal Officer

Date: 18 July 07

**Texan Elite Group, Inc.**

\* By Jessica R. A.  
Its President

Date: 7-18-2007